

MINUTES OF THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS  
BREVARD COUNTY, FLORIDA

9:00 AM

The Board of County Commissioners of Brevard County, Florida, met in regular session on October 23, 2018 at 9:00 AM in the Government Center Commission Room, Building C, 2725 Judge Fran Jamieson Way, Viera, Florida.

**ITEM A., CALL TO ORDER: 9:00 A.M.**

Attendee Name	Title	Status	Arrived
Rita Pritchett	Chair	Present	
Jim Barfield	Commissioner District 2	Present	
John Tobia	Commissioner District 3	Present	
Curt Smith	Commissioner District 4	Present	
Kristine Isnardi	Vice Chair/Commissioner District 5	Present	

**ITEM B., MOMENT OF SILENCE**

Chair Pritchett called for a moment of silence.

**ITEM C., PLEDGE OF ALLEGIANCE**

Commissioner Smith led the assembly in the Pledge of Allegiance.

**ITEM D., MINUTES FOR APPROVAL**

The Board approved the October 4, 2018, Zoning Meeting minutes.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Jim Barfield, Commissioner District 2
<b>SECONDER:</b>	Kristine Isnardi, Vice Chair/Commissioner District 5
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM E.7., RESOLUTION, RE: 1ST, 2ND, AND 3RD PLACE WINNERS OF LAUNCH THE VOTE ART CONTEST**

Chair Pritchett read aloud, and the Board adopted Resolution No. 18-161, for 1st, 2nd, and 3rd place winners in Launch the Vote Art Contest.

Lori Scott, Supervisor of Elections, stated with the number of art work this year, which was almost 280, to narrow it down to these eight winners was very tough; the judges had a tough time doing it; the artwork was amazing and will be hanging in her office across the hall for the next year, if anyone would like to see it; and Chik-fil-A will also be placing some of the art work in their restaurants. She thanked Chik-fil-A for being amazing community partners. She noted the children were very excited during their award celebration; she expressed her appreciation to

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the Board and the judges for recognizing the importance of art work in schools; and the passion the kids have shown with their patriotism as future voters is wonderful.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Rita Pritchett, Chair
<b>SECONDER:</b>	Jim Barfield, Commissioner District 2
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM E.1., RESOLUTION, RE: MANUFACTURING MONTH IN BREVARD**

Chair Pritchett read aloud, and the Board adopted Resolution No. 18-162, recognizing Manufacturing Month in Brevard.

Jason Jones stated this October Space Coast Manufacturing is inviting the public to see manufacturing through their eyes; and he presented a short video.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Rita Pritchett, Chair
<b>SECONDER:</b>	Curt Smith, Commissioner District 4
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

Commissioner Smith advised there are over 500 manufacturing companies in Brevard County alone. He stated when he first heard that number he was astounded because people do not think of Brevard County as being a manufacturing center at all; it just goes to show how hard working the Economic Development Commission (EDC) and the Chamber of Commerce are in performing this miracle; manufacturing is not something that just happens, it has to be pursued and encouraged, and these people have done that; and he expressed his appreciation.

**ITEM E.2., RESOLUTION, RE: NATIVE AMERICAN HERITAGE MONTH**

Commissioner Smith read aloud, and the Board adopted Resolution No. 18-163, recognizing November 2018 as Native American Heritage Month.

A representative of the Native American Community expressed her appreciation for the Resolution. She invited everyone to Wickham Park on November 9, 10, and 11, where they will have their 10th Annual Native Rhythm Festival; it is family friendly with free admission; and they presented a short music presentation.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Curt Smith, Commissioner District 4
<b>SECONDER:</b>	Jim Barfield, Commissioner District 2
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM E.3., RESOLUTION, RE: NATIONAL HOMELESS PERSONS' MEMORIAL DAY**

Commissioner Smith read aloud, and the Board adopted Resolution No. 18-164, recognizing December 21, 2018, as National Homeless Persons' Memorial Day.

A representative of the Brevard Coalition expressed her appreciation for the Resolution.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Curt Smith, Commissioner District 4
<b>SECONDER:</b>	Jim Barfield, Commissioner District 2
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM E.4., RESOLUTION, RE: RECOGNIZING OCTOBER AS DOMESTIC VIOLENCE AWARENESS MONTH**

Commissioner Isnardi read aloud, and the Board adopted Resolution No. 18-165, recognizing October as Domestic Violence Awareness Month.

A representative of the Brevard County Domestic Violence Task Force expressed her appreciation for the Resolution. She stated the Task Force is made up of individuals and representatives from agencies that are committed to addressing the needs of victims and witnesses of domestic violence; it works to spread awareness and work together to provide services to those affected; it is their hope that individuals who have been impacted will receive assistance and justice that will aid in their healing; and it will lead to their future success as empowered and productive members of this community.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Kristine Isnardi, Vice Chair/Commissioner District 5
<b>SECONDER:</b>	Jim Barfield, Commissioner District 2
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM E.5., RESOLUTION, RE: RECOGNIZING OCTOBER AS ARTS AND HUMANITIES MONTH**

Commissioner Isnardi read aloud, and the Board adopted Resolution No. 18-166, recognizing October as National Arts and Humanities Month.

A representative stated even as they celebrate the arts and the culture throughout the year, this month is special; it is recognized as the Arts and Humanities Month; it is an opportunity for the Board to show its support of the arts and it provides the Brevard Cultural Alliance a news worthy moment to raise awareness about the role arts and humanities plays in our community; and they often speak about the economic impact of the arts but today she would like to speak about how the impact of art affects people's quality of life. She continued from the thousands of school children in the arts and education programs who are learning 21st Century skills such as creativity and innovation, the parents who get to work in inspiring art districts, the retiree who finally gets to embrace his or her artistic side and exhibiting his or her work for the first time, or the grandfather who is healing faster in the hospital because of the art on the walls, the more than 1,400 jobs that comprise Brevard County's arts and cultural sector are making this happen every day.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Kristine Isnardi, Vice Chair/Commissioner District 5
<b>SECONDER:</b>	Jim Barfield, Commissioner District 2
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM E.6., RESOLUTION, RE: INTERNATIONAL CARE AND KINDNESS WEEK**

Chair Pritchett read aloud, and the Board adopted Resolution No. 18167, recognizing International Care and Kindness Week.

A representative of the Riverview Pilot's Club stated International Care and Kindness Week is a weeklong public campaign to bring awareness how simple acts of kindness can change a day, a life, or the world by simply showing someone you care; they encourage their pilots to engage in numerous activities to emphasize and encourage caring, kindness, and general goodwill to others; therefore, the Club has chosen to honor the hardworking dedicated members of the Brevard County Fire Department at the following locations, Fire Station 21 and 22 located in Mims, and Fire Station 23 and 24 located in Titusville. She continued during the morning of Wednesday, November 7, the Club will deliver an assortment of bagels, fruits, cheeses, smiles, and care to those deserving individuals to show how much they care for their service.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Rita Pritchett, Chair
<b>SECONDER:</b>	Kristine Isnardi, Vice Chair/Commissioner District 5
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

**CONSENT AGENDA, ITEMS PULLED**

Commissioner Tobia pulled Items: F.8., approval for Community Based Organizations (CBO); F.15, authorization for stipulation to costs, Brevard County v. State; F.16., modification for the City of Cocoa 1981 Community Redevelopment District Plan; and F.17., return of trust for funds from the City of Palm Bay Bayfront Community Redevelopment Agency.

**ITEM F.1., FISCAL YEAR 2018-2019 TOURISM AND LAGOON GRANT PROGRAM, RE: BREVARD COUNTY PROPOSED PROJECTS**

The Board authorized the County Manager or his designee to execute grant requests for the following proposed projects, as follows: Parks and Recreation, Mangrove Mitigation - Long Point Park, Re-decking of Wildlife Viewing Observation Boardwalk - Kelly Park East, and Brazilian Pepper Tree Removal - Chain of Lakes, Manatee Cove Park, Nicol Park, POW/MIA Park, Ulumay Wildlife Sanctuary; Boating and Waterways Program, Litter Removal - Sunken and Wrecked Boat Debris Removal at Boating Access Points and Parks; Natural Resources Management, Feasibility Study - Titusville Causeway Shoreline Stabilization, and Webcams for Save Our Indian River Lagoon Projects; UF/IFAS Extension, Stormwater Pond Education to Improve Water Quality and Reduce Erosion; and Merritt Island Redevelopment Agency (MIRA), SR 520 Causeway Cleanup - Enchantment of SR 520 Gateway to Merritt Island, and the Beaches, SR 528 Causeway Cleanup - Enhancement of SR 528 Gateway to Merritt Island, the Port, and Cape Canaveral, and Working Waterfront Access Point - Intersection of the Merritt Island Barge Canal and the North end of Banana River Drive.

**RESULT:**       **ADOPTED [3 TO 2]**  
**MOVER:**       Jim Barfield, Commissioner District 2  
**SECONDER:**   Kristine Isnardi, Vice Chair/Commissioner District 5  
**AYES:**        Rita Pritchett, Jim Barfield, Curt Smith  
**NAYS:**        John Tobia, Kristine Isnardi

**ITEM F.2., BUILDING CODE, RE: INCENTIVE PAY PLAN**

The Board approved the Building Code Pay Incentive Plan for building inspector and plans examiner state certifications in accordance with Brevard County Merit System Policy.

**RESULT:**       **ADOPTED [UNANIMOUS]**  
**MOVER:**       Jim Barfield, Commissioner District 2  
**SECONDER:**   Kristine Isnardi, Vice Chair/Commissioner District 5  
**AYES:**        Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM F.3., FINAL PLAT AND CONTRACT, RE: VIERA VILLAGE CENTER I - (18SD00004)**

The Board granted final plat approval, subject to minor engineering changes as applicable, and developer is responsible for obtaining all other necessary jurisdictional permits; and authorized the Chair to sign the final plat and contract for Viera Village Center I (18SD00004).

**RESULT:**       **ADOPTED [UNANIMOUS]**  
**MOVER:**       Jim Barfield, Commissioner District 2  
**SECONDER:**   Kristine Isnardi, Vice Chair/Commissioner District 5  
**AYES:**        Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM F.4., APPROVAL, RE: BCC-60. DISPLAYING FLAGS AT COUNTY FACILITIES**

The Board executed Policy BCC-60, Displaying Flags at County Facilities.

**RESULT:**       **ADOPTED [UNANIMOUS]**  
**MOVER:**       Jim Barfield, Commissioner District 2  
**SECONDER:**   Kristine Isnardi, Vice Chair/Commissioner District 5  
**AYES:**        Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM F.5., RESOLUTION AND RELEASE OF PERFORMANCE BOND, RE: VIERA TOWN CENTER II SUBDIVISION - THE VIERA COMPANY**

The Board adopted Resolution No. 18-168, releasing the Contract and Surety Performance Bond dated July 25, 2017 for Viera Town Center II Subdivision.

**RESULT:**       **ADOPTED [UNANIMOUS]**  
**MOVER:**       Jim Barfield, Commissioner District 2  
**SECONDER:**   Kristine Isnardi, Vice Chair/Commissioner District 5  
**AYES:**         Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM F.6., FLORIDA POWER AND LIGHT, RE: INTERCONNECTION AGREEMENT**

The Board authorized the Solid Waste Management Director to execute Interconnection Agreements with FPL for renewable energy generation from solar panels located at the County's Solid Waste Management facilities once each agreement has been reviewed and approved by the County Attorney.

**RESULT:**       **ADOPTED [UNANIMOUS]**  
**MOVER:**       Jim Barfield, Commissioner District 2  
**SECONDER:**   Kristine Isnardi, Vice Chair/Commissioner District 5  
**AYES:**         Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM F.7., HANGAR LEASE, RE: VIOLAION NECESSITATING EVICTION**

The Board authorized and directed the County Attorney's Office to proceed with eviction proceedings against a half hangar tenant in violation of the lease requirements to provide insurance.

**RESULT:**       **ADOPTED [UNANIMOUS]**  
**MOVER:**       Jim Barfield, Commissioner District 2  
**SECONDER:**   Kristine Isnardi, Vice Chair/Commissioner District 5  
**AYES:**         Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM F.9., APPROVAL, RE: AMENDMENT TO MANAGEMENT SERVICES AGREEMENT WITH PIER 220, INC.**

The Board authorized the Chair to execute the Amendment to the Management Services Agreement with Pier 220, Inc.

**RESULT:**       **ADOPTED [UNANIMOUS]**  
**MOVER:**       Jim Barfield, Commissioner District 2  
**SECONDER:**   Kristine Isnardi, Vice Chair/Commissioner District 5  
**AYES:**         Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM F.10., AGREEMENT BETWEEN THE COUNTY AND THE CAPE CANAVERAL VOLUNTEER FIRE DEPARTMENT, INC. ((CCVFD), RE: E-911 DISPATCH SERVICES AND FACILITY USE FOR A BREVARD COUNTY FIRE RESCUE (BCFR) AMBULANCE**

The Board executed Agreement renewal with CCVFD for E-911 Dispatch Services and Facility Use for BCFR's Rescue 60 Ambulance.

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Jim Barfield, Commissioner District 2  
**SECONDER:** Kristine Isnardi, Vice Chair/Commissioner District 5  
**AYES:** Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM F.11., INTERLOCAL AGREEMENT BETWEEN BREVARD COUNTY, THE CITY OF CAPE CANAVERAL/CANAVERAL PORT AUTHORITY, RE: E-911 DISPATCH SERVICES AND AUTOMATIC AID**

The Board executed renewal of Interlocal Agreement with the City of Cape Canaveral/Canaveral Port Authority for E-911 Dispatch Services and Automatic Aid.

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Jim Barfield, Commissioner District 2  
**SECONDER:** Kristine Isnardi, Vice Chair/Commissioner District 5  
**AYES:** Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM F.12., RENEW OF SERVICE AGREEMENT, RE: MISDEMEANOR PROBATION AND PRETRIAL RELEASE**

The Board authorized the County Manager or his designee the ability to exercise each of the two one-year renewal options with Professional Probation Services (PPS) as provided for in Section Two of the current agreement.

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Jim Barfield, Commissioner District 2  
**SECONDER:** Kristine Isnardi, Vice Chair/Commissioner District 5  
**AYES:** Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM F.13., APPROVAL, BUDGET CHANGE REQUESTS**

The Board approved the Budget Change Requests.

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Jim Barfield, Commissioner District 2  
**SECONDER:** Kristine Isnardi, Vice Chair/Commissioner District 5  
**AYES:** Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM F.14., RESOLUTIONS, RE: CONVEYANCE OF PROPERTY ACQUIRED BY TAX ESCHEATMENT DEED TO MUNICIPALITIES**

The Board adopted Resolution No. 18-168 through 18-174, pursuant to Section 125.38, Florida Statutes; and authorized the Chair to execute County deeds to convey property acquired by tax escheatment deed to the jurisdictional municipality as required by Section 197.592(3), Florida Statutes.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Jim Barfield, Commissioner District 2
<b>SECONDER:</b>	Kristine Isnardi, Vice Chair/Commissioner District 5
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM F.18., BI-ANNUAL FINANCIAL REPORT, RE: ECONOMIC DEVELOPMENT COMMISSION OF FLORIDA'S SPACE COAST**

The Board acknowledged the receipt of the Economic Development Commission of Florida's Space Coast's Bi-Annual Financial Report for the period of October 1, 2017 through September 30, 2018.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Jim Barfield, Commissioner District 2
<b>SECONDER:</b>	Kristine Isnardi, Vice Chair/Commissioner District 5
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM F.19., APPROVAL, RE: APPOINTMENTS/REAPPOINTMENTS**

The Board appointed/reappointed **Martha Loss**, to the Historical Commission, with said term to expire December 31, 2018; and **Dilesh Patidar** and **Scott Olson**, to the Investment Committee, with said terms expiring December 31, 2019.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Jim Barfield, Commissioner District 2
<b>SECONDER:</b>	Kristine Isnardi, Vice Chair/Commissioner District 5
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM F.8., APPROVAL, RE: COMMUNITY BASED ORGANIZATIONS**

Commissioner Tobia stated he appreciates staff diligently rating these organizations; on December 19, before setting the new criteria, the Board line itemed out Meals on Wheels (MOW) as a separate expenditure for \$60,000; it clearly met the new criteria set out, which was basic need obviously being food, being highly effective, and efficient, and was seen with a Return on Investment (ROI); last December Commissioner Smith, who is actually the most involved with this organization, expressed his opinion that the organization should be treated like every other Community Based Organization (CBO); and he totally agrees. He went on to say he thinks MOW fits perfectly into this rubric and rather than line item it out, he thinks it is



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best to approve it as part of the CBO to be funded, which guarantees funding through 2021 while being honest about what it is, a charity; in order to accomplish this, he proposes reverting these 10 organizations to current funding levels; and none of the projects that are currently on the list that he provided to the Board, would see a drop in funding from last year's level. He advised Brevard Alzheimer Association received funding last year and he would like to keep it at \$42,000, this would be a \$14,000 difference; when adding up those differences it aggregates to \$53,706; he proposed that the Board use this difference of \$53,706, as well as a little bit of the General Fund, to make up the difference of the \$60,000 so MOW would be fully funded; and this would save \$53,706 for the General Fund that could be used for other purposes. He mentioned it being very important, with a potential impending reduction in property tax revenues, that the Board keep its eye on the ball as much as possible; this would allow the County to maintain funding levels from last year, as well as free up dollars that can be used at the Board's discretion in moving forward; and he is willing to take any questions.

Commissioner Isnardi stated when she initially brought this item up to be line itemed separately from the budget was to ensure the funding; during budget workshop discussions, she made it clear that she thought the County should not be doing CBO funding at all because it is picking winners and losers of a charity that needs funding; but perhaps maybe the solution is automatically funding it. She added she sees the value in food and shelter, behavioral health, and daycare are very important but food and shelter are primary needs; she does not want to diminish what every agency does; and she prefers if it is going to be done that way, then the \$60,000 should automatically be allocated towards MOW, or reduce the total amount of the award of \$60,000 to offset it. She went on to say she knows there is \$53,000 but if the board is going to modify the funding, she assumed that was what was going to be done anyway when it was brought up, to reduce the CBO accordingly; and she knows it was done as a separate item for that year but that was because the Board was not going to fund CBO's.

Frank Abbate, County Manager, stated the current budget does include the \$60,000 as a separate line item; he thinks what Commissioner Tobia is proposing is to eliminate that and replace it with part of this funding proposal; it is currently in this year's budget and it would be a recurring expense; this proposal is actually reducing by the 20 percent and the Community Action Board (CAB) has come up with the proposal that was included in the Agenda request; the history of where it was the prior year was provided there; and he understands this as Commissioner Tobia is providing for an alternate proposal.

Commissioner Isnardi stated she totally gets it; the Board may argue about whether or not it should be doing the CBO funding at all; it was the Board that decided to reduce it 20 percent each year, but that also does not tie the hands of this Board or any Board in the future, by saying it is going to be 20 percent for the next three years, because they all make decisions come budget time; and she has no problem with that from her perspective, but would rather reduce the CBO funding as a whole, similar to what is proposed here, if that is going to be the case.

Ian Golden, Housing and Human Services Director, stated he believes what was done when putting the budget together for his Department is it did not do a budget increase of \$60,000 for MOW; it was added as a line item in the budget, normally that 20 percent reduction in CBO would have been about \$106,000; it only reduced basically by \$46,000; and it is actually CBO dollars that are currently funding it because there was no increase in the budget transfer of General Fund.

Commissioner Barfield commented first off the budget was passed, this was in the budget, and now this is bringing up changing the budget which has not even been in place for one month; he does not think that is the right way to go; as for the MOW funding, as for any of the CBO's, the Board needs to look at what the benefits are to the County and look at it from the perspective of,

not only the moral or ethical side, but looking at the standpoint of what the cost savings is that the County sees from this; a good example is MOW, as he stated before when \$60,000 is turned in to matching grants worth over \$1 million; however, the most important thing is MOW visit those who are shut-in's who get their meals strictly from this. He went on to say if MOW were not there these people would be in long-term care; long-term care ends up being paid by Medicaid; Medicaid is an unfunded mandate that the Board has to pay every year, and it does not know exactly how much that will be; and it is based on the pool of how many people are on Medicaid, and what it costs. He pointed out every time someone can stay in their home longer, that is at least \$120,000 a year that tax dollars are not paying to put them in long-term care; he talked to Mr. Golden about this, and every one of these has to show where it is a benefit morally and ethically, but also that it is going to save the County money, just like Commissioner Tobia is saying; the Board is going to be hit with money; it is still going to be getting hit with these unfunded mandates; he asked if that is correct; and he noted they come every year and it is unknown what it is going to be. He pointed out anytime the Board can put some money into a service that is being contracted, can help alleviate suffering, and save the County money, it needs to do that; he believes MOW needs to be a funded by line item every year because of the fact that it reaches people who are shut-in; and it makes a lot of sense to prevent the Medicaid cost that would otherwise have to be paid. He stated he is for just leaving it with the \$60,000 separate line item and funded every year; it will not have to be fought over every year; the way these things are, a charity is a charity, but these are non-profit organizations who provide contractible services which the County uses a number of non-profit organizations that are contracted to; and that is exactly what this is.

Commissioner Tobia stated it is probably his fault on the poor explanation; he is not advocating cutting MOW one penny, he is just advocating that the Board shift excess funding, the funding above last year's level; that difference is the difference in the handout into what is currently covering MOW; there is no change, MOW would still see the \$60,000 in the budget, it would just come from a difference place; it would all come from freeing up \$53,706 in additional revenue for General Fund; and he reiterated he is not advocating for or against the CBO, that was gone through on a 3:2 vote to decrease it 20 percent a year. He went on to say, at this rate the funding levels for the organizations listed that are above the 2017 levels goes to MOW, so they get fully funded as well; he did not mean to get into the CBO cut argument or the merits of one of these to another; he stated this is just a funding mechanism that will free up \$53,706 that the Board can use for anything it wants, such as employee raises or increasing MOW; and that is his plan.

Commissioner Smith commended Commissioner Tobia; he thinks this is a real thinking-outside-of-the-box idea and he likes it; and he will support it if Commissioner Tobia wants to make a motion.

Chair Pritchett stated she understands it; the Board actually raised the amount of money it is putting out because it did line item MOW; she thinks the Board needs to keep MOW as a special line item as it tries to wean organizations off of funding; keeping the same funding level if not increasing it might have been the route, and then just have the money move across into the budget; even getting out of the benevolent way of thinking about putting in \$60,000 of County funds and having the Federal government pouring \$1 million into the economy is a pretty good ROI; it gets the food going, people purchase food, and it is just good for the economy to do that; and keeping those people in their homes saves the County tons of tax dollars. She went on to say the amount of money spent on someone when they get out of their homes is a lot; anytime this can be done is very good; and she is never going to be in favor of moving MOW out of the line item because the impact to the elderly and the economy is pretty substantial.

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Commissioner Barfield asked where MOW will be funded from next year and if this will be gone through again.

Mr. Abbate explained while the dollars are CBO and in the Housing and Human Services' budget, they are General Fund dollars.

Mr. Golden noted they are General Fund dollars; next year, the Board is looking at \$204,000 available; and the year after that the Board is looking at \$102,000.

Mr. Abbate mentioned although in the budget, the \$60,000 was put in from the General Fund that is in there now and the intention was to continue it as a recurring line item of \$60,000 because that was the Board direction that had been received.

Commissioner Isnardi stated the Board opted to do the resolution to make sure it was isolated for many of the reasons that Commissioner Barfield spoke of; she understands matching funds with the State, but as a requirement for them to do their program, they have to have a local match; aside from keeping the elderly in their homes, these are people's parents and grandparents, and if they can be kept out of nursing homes that would be great; and one could talk to Fire Rescue on the number of calls they receive from nursing homes, which is another expense that the Board incurs. She stated she will never be okay with cutting MOW; it is fiscally the smart thing to do, while morally and ethically the right thing to do; the \$60,000 could be chipped out of the CBO and she assumed that is sort of what the Board has been doing; however, her intention of bringing that resolution forward was to isolate MOW from having to be a part of the whole selection process and to not have to claw for funding. She does not have a problem reducing it as far as making sure the monies line up because it is all General Fund money; but she wants to make sure, in the future, she will never support repealing that line item funding agreed upon by the Board.

Commissioner Tobia noted that is an issue for a later date; he stated this would not require the line item to be removed: to be clear, this would just be dollars shifted from excess of the programs listed, into covering the \$60,000; it all comes from the same place, it is all General Fund; the line item will still be there next year; and the Board can have that discussion as it always does when going through the budget next year. He reiterated his plan does not remove any line items, it just is a shift of excess dollars moved over to cover MOW, which would see no loss in funding one way or another; that is the plan; and he will make the motion once all Board members have the opportunity to discuss.

Commissioner Barfield advised his concerns and questions have been addressed and he is okay with Commissioner Tobia's proposal.

The Board approved to provide \$252,412 in funding to ten CBOs during Fiscal Year 2018-2019; authorized the Chair and/or the County Manager, or his designee, to execute agreements, subsequent modifications, and amendments to the agreements upon review and approval by the County Attorney and Risk Management; closed the CBO Request for Proposals (RFP) process; authorized the funding of these ten organizations for Fiscal Year 2019-2020 to be \$144,080 and Fiscal Year 2020-2021 to be \$42,040; authorized the Chair or the County Manager, or his designee, to execute agreements, subsequent modifications, and amendments to agreements upon review and approval by the County Attorney and Risk Management for Fiscal Years 2019-2010 and 2020-21; and authorized the County Manager to approve any necessary budgetary change requests.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	John Tobia, Commissioner District 3
<b>SECONDER:</b>	Curt Smith, Commissioner District 4
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

Mr. Golden asked for some clarification; he inquired, next year when looking at the \$204,000 that is available if it is the idea that he would reduce out \$60,000 automatically and distribute the remaining \$140,000 between the 10 agencies.

Chair Pritchett stated she thinks the Board is making MOW a line item and it is trying to do the 20 percent on the rest of the amount of funds, so \$60,000 is not getting a reduction; therefore, she thinks a mathematical proportion will have to be done on the rest of the items.

Mr. Golden stated that is what he is trying to figure out; what was done this year is a \$60,000 line item and there is the expectation that there was \$306,000 available in CBOs; if he understands the motion correctly, instead of having \$306,000 it is 240,000 to be distributed and the \$53,000 for MOW, so if that is the same for next year that means there is \$140,000 available for the CBO agencies that are remaining; and he asked if he is understanding that correctly. He added it might accelerate the end of the CBO process because just looking straight-across-the-board it is \$14,000 per agency; he does not know what they can do with that; one agency is only getting about \$5,700 because last year they were the final agency, and were not able to get the full percentage; and that is going to change it a little bit.

Chair Pritchett advised maybe that could be discussed when the time comes, because she would think the 20 percent is proportional from this and that MOW gets General Fund later.

Mr. Golden explained he was hoping to not have to keep bringing this back to the Board.

Jim Liesenfelt, Assistant County Manager, stated the motion also included authorizing the Chair and/or County Manager to execute the agreements.

Commissioner Tobia responded affirmatively.

Chair Pritchett advised just so that everybody knows, all of the items the Board funded last year are not getting reductions, actually this year they are receiving the same amount of funds.

**ITEM F.15., AUTHORIZATION, RE: STIPULATION TO COSTS, BREVARD COUNTY V. STATE**

The Board approved entering joint motion and stipulated order for the Court to order payment of \$18,667.77 in costs to the Clerk of Court.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	John Tobia, Commissioner District 3
<b>SECONDER:</b>	Jim Barfield, Commissioner District 2
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM F.16., MODIFICATION, RE: CITY OF COCOA 1981 COMMUNITY REDEVELOPMENT DISTRICT PLAN**

Commissioner Tobia advised this Item requests that the Board acknowledge the Cocoa Community Redevelopment Agency (CRA) is extending its CRA to the statutory maximum of 60 years, from sunseting in 2027 to 2041; apparently the 46 years was not long enough to redevelop the area of about .45 square miles; and if anyone is wondering why he has been so critical of CRAs, this is a text book example of the abuse that these agencies perpetuate on County taxpayers. He went on to say Commissioner Smith has stated that the biggest problem with CRAs is that they will never go away; nothing illustrates this point more than this unilateral action; this is not a courtesy notification by a municipality on something that could have a marginal impact on the County, it is a slap in the face that will cost County taxpayers, through TIF payments, \$7.5 million; and on May 9, 2017, the Board voted unanimously to ask the municipalities to bring CRAs to a closure prior to the statutory sunset dates. He continued indeed Cocoa has decided to extend their plan to the statutory maximum; making things worse this comes at a time when there is a possibility of a \$12 million annual reduction to the County revenue including \$7 million which is General Revenue alone, where CRAs are funded; and to say the least, this puts the County even further into a situation of financial hardship. He went on to say this CRA is pre-charter which means the County lacks all authority to take meaningful action to prevent this continued reckless spending; thankfully, according to the County Attorney's Office, the County did include a provision in the creation of some CRAs, which allows the Board to take action when it is in the fiscal interest of the County; the CRAs which the Board has some authority includes two in the City of Cocoa; and while preventing further waste by these two CRAs it will only make a small dent in the \$7.5 million of the plan by extending this CRA. He added it is a rational start in the beginning of the process of reigning in the reckless spending where legally possible. He stated he will be introducing measure to accomplish this goal in a couple of weeks; he just wanted to pull this because this action will cost future Boards, through TIF payments, assuming there is no meaningful tax increases, in the neighborhood of \$7.5 million; and while he understands this in the Consent category, he thinks it deserved to be brought to light.

Commissioner Isnardi stated she was going to pull this Item as well; in FY 2018/2019, it is \$540,000; she asked with the size of the CRA and if the job cannot be done in a reasonable amount of time, then what is the purpose of it; she stated it makes every other CRA, that is doing good work, look foolish; that is 60 years for this CRA and they wonder why the Board has been so scrutinizing of these Redevelopment Agencies; and she noted she thinks this is disgusting, that they took advantage, and are hurting the rest of the County who would have found better use of those funds with infrastructure.

The Board acknowledged the City of Cocoa's modification to their 1981 Community Redevelopment District Plan to extend the term of the District from 2027 to 2041.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	John Tobia, Commissioner District 3
<b>SECONDER:</b>	Curt Smith, Commissioner District 4
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM F.17., RETURN OF TRUST, RE: FUNDS FROM THE CITY OF PALM BAY BAYFRONT COMMUNITY REDEVELOPMENT AGENCY**

Commissioner Tobia commented more Community Redevelopment Agency (CRA) fun. He stated while he appreciates the fact that Palm Bay is returning this money, it is nine years late; under Chapter 163 Florida Statutes, it is the legal responsibility of the governing board of the CRA to return certain unexpected funds to the County at the end of the Fiscal Year; the Palm Bay CRA has not performed its legal responsibilities as agreed upon, as a past Board allowed a CRA to be created; these funds should have been returned to the County at the latest, in 2009; and once again this just shows why the Board needs to fulfill its oversight responsibilities for taxpayer funds, as it is clear the only way to do this is to exercise its full legal rights to assume authority when possible. He noted he just wanted to bring this to light; he thinks this probably came to light through the County Manager's Office and oversight; and while he thinks it is great the County is receiving these funds, they are almost 10 years late.

Chair Pritchett stated she asked a lot of questions of the Budget Office Director, Jill Hayes, yesterday; she missed this one question; and she asked the County Manager if this is the correct amount that was to be returned.

Frank Abbate, County Manager, responded he has been speaking with the administrator of the CRA; he received notice approximately four or five weeks ago that these funds were coming to the County; and the County did receive the check for \$103,000 and a resolution. He explained in that resolution there was a request that the County execute or consider executing a settlement agreement with the City, relative to these funds; both his office and the County Attorney's Office reviewed it but they did not make it part of what is before the Board today; and he advised all they are asking the Board to do today is just accept this money and dedicate it to infrastructure. He noted the issue just raised is whether the \$103,000 is the proper amount; they are looking into that because there is a distribution between the TIF payments that the City made and the TIF payments that the County made during the period in question back to 2008; they really need to review that because they are not certain that the amount of the distribution, he believes it was recommended by the City Attorney's Office, is the correct amount; and he believes there may be a differential in that payment going back there. He noted the fact that they did not offer a settlement gives them the ability to have the dialogue with them and resolve any issues as to whether the proportionate distribution of the TIF payments to the City and to the County are correct.

Chair Pritchett inquired if what the Board is doing is just receiving the funds today and that the County Manager and the County Attorney will work through the math with them.

Mr. Abbate responded affirmatively.

Chair Pritchett stated she agrees with Commissioner Tobia that these funds should have been returned many years ago; she thinks the Board should consider that the funds have been sitting in an account and if it were sitting in the County's account it would have been earning some interest; she asked the Budget Director to come up with a future value in interest rates; she stated she believes that interest should come back to the County because it has been sitting in someone's interest bearing account; and she believes that is a fair recommendation. She inquired if those numbers were run.

Jill Hayes, Budget Office Director, stated just looking back at Fiscal Year 2010/2011, the consolidated earning rates ranged from 0.43 and 1.07 percent; depending on how far the Board would like to go back, she could certainly run those numbers; and she advised just going back to 2010/2011 and compounding that interest for \$103,000, it would be around \$5,800 in interest.

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Chair Pritchett stated she thinks it may be appropriate to have those funds returned because it was earning interest somewhere and it should have been County interest.

Commissioner Isnardi asked if it was the City that found this error and if it was the City that initiated returning the funds; she stated of course the County appreciates receiving the money; but the Board wants to know how it was determined that this money was owed.

James Marshal, Bayfront City Administrator, stated this Item was discovered by him; when he took the job in late 2015, it became clear that there were some thoughts about the Evans Center Project, this is where that fund was; that was an Item that passed city council back in late 2008; literally that project should have received three years to be completed; case laws provides that there are some examples of up to five years; when looking at the annual report of this particular project, it really did not show up until 2012 or 2013; and when he came on board it was commonly believed that it was a promise and there were no funds dedicated to this project. He noted the organization had to be capable of raising a certain amount of money and then those funds would be matched by the CRA; the \$250,000 would be commensurate if they were to hit the objective, then each and every year the CRA board would come before the City and say where they were at in the fundraising; and each year they were substantially behind. He added those were issues that the City could not control. He went on to say when it became clear in 2017, that this project actually had construction funds, which were not held in a bond account, but actual TIF dollars, he took it to legal and asked them specifically whether or not it needed to be refunded and how to go about it; and legal basically said in an abundance of caution, it would be best to refund those dollars and start the project over, assuming the Evans Center Organization is able to meet their requirements, which they have met since then. He continued to say he had talked to Commissioner Tobia last year about this when legal counsel was starting to really dig in and identify this was probably going to happen; within a day of him hearing this it was probably going to happen assuming Council and leadership were to support it; he also mentioned it to Commissioner Isnardi that it would be coming; he knows it has taken quite a bit of time to get that done, but nevertheless it did get done; and he advised it was on their actions, during their own audit and going through the processes to make sure they were in compliance with Florida Statute.

Commissioner Smith stated as he understands it, the monies were not used for that long period of time, but Palm Bay discovered the error on their own, so he does not think they should be punished for that; since they knew the money was available in November 2017, if the Board is going to say the interest incurred is part of the deal, then he thinks the interest should go back to November 2017; and he thinks to go back further than that would be counter-productive.

Chair Pritchett advised her thoughts on this is are, it was the County's money and it was just sitting in their account earning interest; they are really just giving the County back what belongs to the County; and she does not want to punish him for that, but she reiterated that was the County's money sitting in their account earning interest.

Commissioner Smith stated he understands that, but he thinks the County should be patting them on the back for finding it, because the County did not find it; and in the interest of appreciation, they were willing to accept the fact that it was not their money, they planned on returning it, and they sought legal help from the City Attorney to do so, so he thinks to charge them interest, it should only be from November when it was discovered.

Chair Pritchett reiterated she believes the money was probably available back in 2011; it is the County's money and it was just sitting in their account earning interest; and she believes this money belongs to the County.

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Commissioner Smith pointed out had the City not discovered the money, it would still be sitting there.

Chair Pritchett commented they probably should have discovered it a few years ago.

Commissioner Smith replied that goes back to the point Commissioner Tobia made about the Board not doing an adequate job of watching over these CRAs.

Chair Pritchett stated she does not know if that is true of all of them; she is thankful the error was found; she believes during negotiations the City should have brought forth the interest funds; and as an accountant that makes sense to her.

Mr. Marshal stated as a finance person as well he thought of the same thing; he advised under Florida Statute 163.387, it does not provide for interest at all, in fact it opens pandora's box; they have been in a period of a zero interest rate policy for quite some time; they have never been in a prolonged period of time of rising interest rates; as the Board knows how investments are done under investment policy statement with both the County and City, those funds are actually invested; realize if there were rising interest rates there are bond values that typically fall; and their fund managers have actually benefited from down slope, as the yield had been dropping, in other words, they get capital gains on the bonds. He went on to say that is part of the returns, not necessarily a savings account rate; for example in a future situation, if they were to make precedent on this and assuming Florida Statutes even allows it, what would happen is if they were to share an interest rate then they would also have to share in the losses; at some point down the road, if there were ever a situation like this again and the Bond funds in the investment were at a \$2,000 loss, he asked what would happen then; he stated right now they are in a period of increasing interest rates which can be seen on some of the balance sheets; already across the board there are small half a percent losses in bond valuations; the money would have to be segmented to how much was in the money market, how much was held in a two or three year investment account, and would the County be willing to share in those losses; however, Florida Statute is pretty clear in stating return the money, but no mention of the interest.

Chair Pritchett noted she will need some time to digest that and she will get with legal and ask some questions later; however, she is still leaning towards if the money had been sitting in one of the County's accounts timely, it would have been making some interest. She added this is just her trying to do her due diligence because that is what she was elected to do.

Mr. Marshal stated the City itself would also be entitled to interest and would want to charge interest for the City's portion. He explained when there are TIF funds to be returned they are to be returned to the taxing authorities such as the Commission and the City; the City received a payment of \$147,000 which was their proportional share, therefore, they would be entitled to such; this is Florida Policy and he thinks CRAs will continue to be talked about at the Florida Legislature; and he thinks maybe that is something that should be included in future revisions.

Mr. Abbate stated he thinks they are all on the same page; and he was looking at whether the proportionate rate was correct or if there needed to be an adjustment.

Commissioner Tobia stated he did not mean to be critical either way of Mr. Marshal; this happened prior to Mr. Marshal getting in; he thinks Commissioner Smith is absolutely correct, the interest one way or another probably is not worth staff time to go through it; he does not want to lose the forest for the trees; Palm Bay CRA went through audits; the County has gone through audits; and this was never caught by the County. He noted his own office went through this; it is \$100,000 that has gone through numerous audits and it was never detected; he thinks it is because they are doing the wrong audits; he brought this up in the past; there is evidence of



one CRA that no longer exists; and there is evidence of another CRA. He thanked Mr. Marshal for bringing this to the County's attention; he thinks the Board needs to seek experts who can look at Statute because the audits being done do not make sure the money being spent is consistent with Statute, as this was not; and he pointed out the Board has a good relationship with Mr. Marshal and that he was willing to bring this to the County. He asked if staff could please get some experts on this so it does not have to rely on the goodwill of CRAs to bring the resources back to the County; and he stated he would go with Commissioner Smith on this, whether it is \$500 or \$5,000, he does not think the County should punish Palm Bay for acting in the best interest of County taxpayers.

Chair Pritchett clarified it is not a matter of punishment; in her head, if she set the funds in an account and it is earning interest and she realized she should have sent those funds back a while ago, she would have returned it with interest; and since there has been a lot of discussion, she just wants clarification by the County Manager that the Board is just acknowledging it received these funds.

Mr. Abbate replied affirmatively. He stated if the Board approves the Agenda Item, his office and the County Attorney's Office will resolve the issue of the amount.

The Board acknowledged and accepted \$103,000 from the City of Palm Bay's Bayfront Community Redevelopment Agency from the unexpected trust funds appropriated for the Evan's Center Project; approved the appropriation of the \$103,000 to the County road infrastructure program; and authorized the County Manager to approve the budget changes necessary to implement this action.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Jim Barfield, Commissioner District 2
<b>SECONDER:</b>	John Tobia, Commissioner District 3
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

## ITEM G., PUBLIC COMMENTS

Charles Tovey stated if a kid takes a candy bar from a store, it is not a mistake, he gets charged, and the rest of his life is ruined; if a guy gets in a fight at school, there is no mistake, he gets charged, and he goes through a bunch of stuff the rest of his life; County people make mistakes, they owe and they forget things, and he disagrees with that; he thinks they should be held accountable no matter what it is for; and he asked how these people can be voted into their seats, when they make \$100,000 mistakes. He mentioned the leaking water fountain is a safety hazard; and he noted he sheds light on things that no one else does, but that is money dripped down the drain like the County's budget because nobody cares about it. He added he thinks the County should landscape like the Holiday Inn in Vegas because it does not use water and it is all natural; it is against the law out there for them to run their irrigation; if they do it, they get charged; but if it is done here, it is okay; however, if Mr. Tovey does it, they throw the book at him. He went on to announce he has had a headache since 2004 from being dragged down the road by a negligent driver; he is not in a good mood so that explains his disposition; and four years ago he was hit again while on his bike and going to file a response on a Fifth District Court of Appeals, which aggravated it and caused more damage. He stated Florida used to be an orange grove State but no more; all that extra water being absorbed and processed is now gone; he understands there is agriculture now; and the two biggest impacts of the Lagoon are the orange grove and the mangrove depletion. He mentioned this morning he was broken into

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by animals that are not held accountable because they do not know any better; and he asked why these college educated people can make mistakes and not be held accountable.

**ITEM H.1., CODE REVISIONS, RE: ALLOWING FOR TINY HOUSE ON FOUNDATIONS AND TINY HOUSES ON WHEELS AS PERMANENT RESIDENCES**

Chair Pritchett called for public hearing on Code revisions to allow for tiny houses on foundations and tiny houses on wheels (THOWS) as permanent residences.

Tad Calkins, Planning and Development Director, stated this is a request for the Board to conduct the first public hearing to approve revision to Chapter 62, Article VI, Zoning Regulations, to create Tiny House Planned Unit Developments (THPUD) into Manned Zoning classification to allow for permitted uses with conditions for tiny homes and THOWS to allow them to be permanent residences; and as the Board may remember, when bringing this Item forward on October 14, there were a couple things the Board asked for staff to ensure were captured in the ordinance. He continued those included doing the PUD piece, which they have done; to allow for tiny homes in Agricultural Zoning classifications that were two and a half acres and above which has been done; they have included tiny homes in the Manufactured Home Zoning classification; they have created a Permitted Use with conditions; and those conditions include, there must be two and a half acres and a minimum of 120 square feet, when placed one on a residential property that it is the only primary residential structure, accessory structures associated with tiny homes are limited to 600 square feet, and the owner is to obtain approval from his or her neighbors as they move forward with the tiny home development. He stated this Item was brought before the LPA yesterday, and their recommendation was to modify one of the conditions, to allow tiny homes a minimum of 120 square feet and allow them up to the standard minimum of the Zoning classification now; if the Zoning classification were a 900 square foot minimum, then anything from 120 up to 900 square feet would be considered a tiny home; and anything over that would fall under the standard Zoning.

Commissioner Barfield asked what the impact would be in doing that.

Mr. Calkins stated what would happen is if somebody came in with a 900 square foot home, right at the minimum, it would not fall under the Permitted Use with conditions; he thinks this is just a way to ensure if the tiny homes become larger than what the County considers, they create a window to capture them; and they make sure to meet those conditions.

Commissioner Tobia thanked staff for all their hard work; normally the County looks to steal other ordinances or plans from other counties and that just did not exist here; he thinks the Board is not going to get this 100 percent correct, but people will be following Brevard County's lead on this and he believes this is a good work product; and he believes staff ran with this and made it even better. He went on to say he expects this to go through changes, as the Board learns and the market place dictates what may be better; especially with what was done with the PUD giving so much flexibility to the developers; he thinks that was absolutely wonderful; and he noted he is going to fully support this. He commended Mr. Calkins staff for taking the lead on this one.

Commissioner Smith echoed Commissioner Tobia's thoughts. He stated when this first came up he looked at it and thought it was a real quagmire because there was nothing to relate it to; somehow staff has navigated this and put Statutes and permitted conditions in it; to him it is an amazing piece of work; and he cannot see any loopholes, which was one of his biggest concerns. He explained if someone called him to say they had a tiny home in the backyard of his neighbor, he would wonder what to do with that; now he has enough info to give an answer to that; and he is in support of this.

Commissioner Isnardi stated she thinks this is great for the community; she thinks it is a nice option for people who need affordable housing; and she thinks this is what is trending with this generation. She went on to say she thinks it has sort of turned into a movement; and she is excited it is going to be allowed in this community and the County.

There being no further comments or objections, the Board conducted the first public hearing to consider revisions to Chapter 62, Article VI, Zoning Regulations to create Tiny House Planned Unit Developments, THPUD, and amend Permitted Uses with Conditions to add criteria for the Tiny House or THOW use, to allow for tiny houses on foundations and tiny houses on wheels as a permanent residence; and approved including the Local Planning Agency's recommendation to modify one of the conditions to allow tiny homes as a minimum of 120 square feet and allow them of up to the standard minimum of the zoning classification now.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Jim Barfield, Curt Smith
<b>SECONDER:</b>	John Tobia, Commissioner District 3
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM H.2., CODE REVISIONS, RE: HOTEL AND MOTEL MAXIMUM DENSITY IN BU-1, BU-2, TU-1, TU-2, AND PBP**

Chair Pritchett called for public hearing on Code revisions for hotel and motel maximum density in BU-1, BU-2, TR-1, TR-2, and PBP.

Tad Calkins, Planning and Development Director, stated this is a request for the Board to conduct the first public hearing to approve revisions to Chapter 62, Article VI, Zoning Regulations, to remove the maximum density requirement for hotels and motels, except for in the Merritt Island Redevelopment District, which will maintain its maximum density as it is; the Item was heard yesterday by the LPA and their recommendation was to remove the maximum density in the Merritt Island District; and the vote was unanimous.

Chair Pritchett explained this is the first reading for the first public hearing.

Commissioner Tobia stated this was initially brought through with a carve out for the District he represents; he was not necessarily in favor of parceling up Brevard County; the County is unique in many regards; there is an area in Titusville that is prone to flooding which is unique to that one area; he has heard from Commissioner Isnardi that there are issues unique to Palm Bay such as high concentration of septic tanks; Commissioner Smith has pointed out many times that Viera is unique due to the experience of rapid commercial and residential development; his own area is unique with an island in his District that people cannot get to by car, a boat is needed; and he thinks it falls flat that there is a unique area or District. He went on to say, the precedent was just set on the last one; there are boards that can make recommendations to the Board, and one just did; the Building Construction Advisory Board wisely pointed out the redevelopment agencies are the ones most in need of attracting economic redevelopment; the sole purpose of the BCAC which was created by this resolution, is to advise the Board on matters like this; Mr. Moia in particular stated that it was contrary to standard planning process, to have a controlled density in a redevelopment agency; BCAC voted unanimously to remove the Merritt Island Redevelopment Agency (MIRA) carve out; and he advised after discussion, he would like to make the motion to adopted the recommendation of the BCAC.

Commissioner Barfield stated the Board needs to look at how Merritt Island differs; District 2 has 30.4 percent of all the BU-1, which is in a Future Land Use of CC Zoning classification; District 5 has 3.9, District 4 has 21 percent, District 3 has almost three percent, and District 1 has 18.6 percent; 22 percent of those properties are in the MIRA District, but really it is the Courtenay and 520 corridors on Merritt Island; properties along the State Road 3 corridor frontage were impacted severely when the State widened the roads, it is a real struggle to meet the minimum standards for parking, meeting loading zone setbacks and landscapes, and ADA requirements; it is next to impossible to do that; it is more than anywhere else in the County and it is locked because of the island status; it has always been an effort to manage not only the density but the intensity; and it is difficult to do that there because it lacks walk-ability and the multi-modal transportation is very difficult. He continued Commissioner Tobia says he knows the County is unique in different areas, and it is unique in Merritt Island but it cannot be changed, there is no way to do that; there are no areas to put sidewalks; there are so many different issues; and it is already maximized at the amount of traffic that it can handle. He went on to say adding any of these other types of facilities or motels, they could put a motel where there is a gas station and four homes; it is unique in the fashion that it does not happen anywhere else; the Comprehensive Plan seeks to create the commercial nodes and because Merritt Island is a destination for shoppers from the mainland, they have to use these commercial properties from the beaches when people come in; where these people park their vehicles and the recreation is a major impact; it is unique, but there are also certain issues; and if he is outnumbered on this the County will see what happens, and he does not think it will be good, because of the intensity of Courtenay Parkway and the fact that it cannot be widened. He added 520 is the same way, but Courtenay is the worst part; just within the District there are 705 properties that he is talking about; and he is opposed to taking MIRA out of this.

Chair Pritchett stated she does not think one size fits all; when the Board put the zoning together, she thinks it was for the good of the County and to fix the density on an Ordinance that was put through a while ago, to be able to build smaller hotel rooms; in light of that, she does not want to cause harm; she does not live the area but she goes there quite often; and she believes Courtenay is very susceptible to being harmed with certain types of development. She noted this is a place that could possibly end up having some problems if this happens in that area. She went on to say, in her District, she does not believe it could cause any harm; she does not have any problems with it in District 1; she is totally comfortable in pulling MIRA out of this because it also has flooding issues on top of the density problems; she would not want to put something like this in the area off of Wickham Road, where the Board has had a lot of discussion about; and she thinks if this area is not carved out of ordinance, it would cause harm to Merritt Island. She advised the Board if it has any areas like that in its other Districts she is listening; she noted some of it may be inconvenient in District 1, but she does not believe it will cause any harm; and she likes the proposal the way it is stated.

Commissioner Tobia noted the Board is controlling development in a redevelopment district; it is the exact opposite stated purpose of this zone; it is like telling an amusement park, the Board is going to limit the speed of its roller-coasters; this is absolutely ridiculous; there is an expert, Mr. Moia, stating it is silly to put a cap on the people who would potentially want to use the Port; and this could have some impact on finances and development. He noted Mr. Moia is a licensed engineer who is stating there could be some negative impacts; with the absence of any new information other than the fact that this is unique he would have to go with what the experts are saying; and he understands everyone has an argument, but he has to look at what the Advisory Board has to say, just like the Board did with the process of the Tiny Homes. He explained he wants everyone to understand that the Board is controlling development in a redevelopment agency, and if that is the case maybe the Board should look at putting an end to the redevelopment agency altogether.

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Commissioner Barfield responded all the Board is doing is managing the density; that is what he is trying to get a hold of in the area; he noted even in redevelopment the density needs to be managed; and he asked what the County expects the impact to be on Merritt Island versus anywhere else in the County.

Mr. Calkins responds he thinks the challenges with Merritt Island, especially on Courtenay Parkway and 520, is the limited space they have in the existing parcels; looking at those parcels there has already been roadway widening and new setbacks; and he noted if someone were to come in there and request to utilize those structures for hotels it would have to be approved with other waivers to make them happen.

Commissioner Isnardi stated she thinks when this was discussed before, she had the same concern about carving out an area; there are a few areas in Palm Bay where the roads can be widened but it is just not financially feasible because it costs tens of millions of dollars, where any kind of development would cause that density to increase; she does not want to restrict development because of the fear of density; all these projects would have to come before the Board anyway; and she does not think the Board should say this area does not have to follow the same requirements as other areas, it is just not fair. She mentioned she thinks a lot of people are just in fear of development; with the proper parking and plan she thinks it can be managed; and she would not be opposed with not carving out MIRA.

Commissioner Barfield asked Erin Sterk, Interim Planning and Zoning Manager, to address the density of what it is now and what it could cause for Merritt Island especially in the Courtenay, 520 corridors, up to 528 and the Banana River.

Ms. Sterk stated in general they looked at the propensity of those two Zoning classifications, BU-1 and BU-2, in CC; she thinks they talked about the amount of CC, but the BU-1 and BU-2 were the uses that unlimited density could occur; it is consolidated in the Merritt Island area along those corridors; her analysis shows all of those parcels, almost 20 percent of the entire County, are in the MIRA area, not just in District 2; without doing a full assessment, she thinks the density of those types of uses are consolidated on fewer corridors within MIRA, than elsewhere in other districts.

Commissioner Barfield stated that is probably within a three-mile stretch.

Ms. Sterk stated it is about three miles on each road; it is definitely a large mass, the impact is much more consolidated, and the trips are distributed in fewer ways; and there are lots of infrastructure constraints that come from the consolidation of uses.

Commissioner Tobia asked Ms. Sterk if she was at the BCAC on October 10, 2018, as she is listed as one of the attendees; and he asked if she presented this information before they made their determination.

Ms. Sterk responded, at that meeting the hotel item was presented by Rebecca Ragain, Assistant Planning and Development Director; she presented the Tiny House Item; she mentioned they had not been asked by the district office to run any numbers on the number of properties, so that information was not provided to them at that time; and it may or may not have changed their decision had they been presented the additional data.

Commissioner Tobia stated this may be some good information to get to those experts; he asked if Commissioner Barfield would be willing to table this until the experts receive the additional information; and to wait and see what the experts say given the new information that was just brought to light.

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Commissioner Barfield asked if there is another hearing on this, or if it is just this one.

Mr. Calkins explained there are two readings on this Item.

Commissioner Barfield asked if it could be fixed by the next reading.

Commissioner Tobia inquired when the next BCAC meeting is.

Mr. Calkins responded it is on November 14, 2018; and to follow suit, it would come back before the Board on December 4, 2018.

Commissioner Barfield responded that is more than 28 days; he would like to move forward with it because he has an expiration date.

Commissioner Smith stated he may be making this a little simplistic but with no local government agency on Merritt Island, as they do not have a mayor, or a city, the Board is the responsible agent and the District 2 Commissioner is the quasi-mayor; he thinks it falls to the Board to make this decision; and he thinks it needs to make the decision now.

Commissioner Tobia stated he would pull back his motion and allow Commissioner Smith to go forward with his.

There being no further comments or objections, the Board conducted the first public hearing to consider revisions to Chapter 62, Article VI., Zoning Regulations, to remove the maximum density requirements for hotels and motels, except for the Merritt Island Redevelopment Area (MIRA), which will maintain a maximum density of 30 units to the acre.

<b>RESULT:</b>	<b>ADOPTED [3 TO 2]</b>
<b>MOVER:</b>	Curt Smith, Commissioner District 4
<b>SECONDER:</b>	Jim Barfield, Commissioner District 2
<b>AYES:</b>	Rita Pritchett, Jim Barfield, Curt Smith
<b>NAYS:</b>	John Tobia, Kristine Isnardi

**ITEM J.1., APPROVAL, RE: CONTRACT FOR SALE AND PURCHASE OF KALIMNIOS PARCEL FOR KINGSMILL-AURORA PHASE II PROJECT**

Dan Jones, Interim Public Works Director, stated this is a request for authorization to the Chair to execute a contract for sale and purchase, an amendment to that contract, and the budgetary action that would be associated with it, for the Kalimnois property to be used as a stormwater retention pond related to the Kingsmill-Aurora Phase II Project; there have been two appraisals on the property; the owner opted to settle for the lower of the two appraisal amounts; the information was provided to the Land Acquisition Review Committee; and they received mostly all positive feedback. He noted one member had some comments and concerns which have been addressed; and it is his recommendation that the Board proceed as presented.

The Board approved and executed the Contract for Sale and Purchase and Amendment 1 to Contract for Sale and Purchase with John, Despina, and Themistocles Kalimnios for Kingsmill-Aurora Phase II Project; and approved associated budget change requests.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Jim Barfield, Commissioner District 2
<b>SECONDER:</b>	Curt Smith, Commissioner District 4
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM J.2., RESOLUTION OF NECESSITY, RE: ACQUISITION OF EASEMENTS FOR THE MID-REACH SHORE PROTECTION PROJECT**

Virginia Barker, Natural Resources Management Director, stated this Item is a resolution of necessity for requiring the last five out of 173 easements needed for the Mid-reach Federal Shore Protection Project.

The Board approved and adopted Resolution No. 18-175, declaring the necessity to acquire easements for the placement of sand for the Mid-Reach Segment of the Brevard County Shore Protection Project; and directed the County Attorney's Office to proceed with this action in accordance with the statutory requirements set forth in Chapters 73 and 74, Florida Statutes, applicable to 'quick-take' proceedings.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Curt Smith, Commissioner District 4
<b>SECONDER:</b>	Jim Barfield, Commissioner District 2
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM J.3., BOARD CONSIDERATION, RE: REQUEST FOR REDUCTION OF FINE AND RELEASE OF CODE ENFORCEMENT LIEN FOR NEW OWNER, EL ASSETS, LLC AS TRUSTEE FOR TRUST #3647 - (11CE-01131)**

Tad Calkins, Planning and Development Director, stated this is a request for the Board to consider a Special Magistrate's recommendation on Code Enforcement Case 11CE01131; this violation is for overgrowth that ran for 430 days; and the new owner has made the request for a reduction down to \$1,000.

Mr. Pendl stated he would like to discuss the case a little further because it is not black and white; he had bought this property from the prior owner and a title search was done on the prior owner; apparently, the prior owner to that was deeded over the property through an inheritance, so when they did the title search, which is done on the current owner, there were no liens or violations; after purchasing the property, the property is only assessed at \$10,000, they have already almost paid that plus \$2,500 in additional fines and fees; and that is why he is asking the fine to be reduced to \$1,000 versus the \$20,000.

Commissioner Smith stated this is a very compelling argument; and he inquired if that was made to the Special Magistrate.

Mr. Pendl replied affirmatively. He went on to say he missed the Special Magistrate hearing because someone had an incorrect email address; that is why he is in front of the Board today; he noted if someone missing the hearing with the Special Magistrate, they must go in front of the Code Enforcement Special Magistrate; the Magistrate hears it and suggests something, but the Board is the one who has to make the final decision; however, they did agree if this had

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come in front of them and he had not missed the first hearing, they would have given the reduction.

Commissioner Smith asked if that was the Special Magistrate's suggestion.

Mr. Pendl stated absolutely, and he noted he has it in writing.

Commissioner Smith stated as the Board knows he is not one to do recommendations by the Special Magistrate; and he asked Mr. Calkins for the amount of the County's cost.

Mr. Calkins responded the County's cost is \$1,884 remaining.

Mr. Pendl asked the Board to keep in mind he has already paid \$2,500, which he has, receipts for, to just be able to come before this Board.

Commissioner Smith stated he would have to include the \$1,884 in his motion.

Commissioner Tobia inquired how in the world the County got an incorrect email address.

Mr. Calkins stated he does not know how that correspondence was dropped; he was not given that information; the information he has does not say whether or not he was at the Special Magistrate hearing; therefore he cannot answer that question at this time.

Commissioner Tobia stated he can trust that Mr. Pendl was not there; and he advised his concern is that he assumes Mr. Pendl provided Mr. Calkins office with an email address, but he is not sure.

Mr. Calkins stated typically what happens is the owner will make a request to reduce the fine; his office would have those correspondences, however, he does not have it with him; and he does not know what correspondence did or did not occur.

Commissioner Tobia stated he is reluctant; he is not blaming Mr. Calkin's office, he imagines that office sends out tons of emails; Mr. Pendl's argument is predicated on the single fact that he did not receive an email; he is sure through public record or Mr. Calkin's office the Board can very quickly determine whether or not the email was sent; he would be willing to go with Commissioner Smith's idea, if that was the County's error; however, if that in fact was not the County's error, then the error is not on the County it is squarely with Mr. Pendl and he should be responsible for the Special Magistrate's recommendation of \$5,645. He noted this information was not listed in his Agenda Report; if it is, then maybe the Board can find out how to prevent this from happening in the future; and he does not want to blame a County office if in fact it followed protocol.

Commissioner Smith asked whatever happened to registered mail so there is proof the recipient actually received it; and since when did the County start doing official business just by email.

Mr. Calkins responded registered mail is what is used for the Notice of Hearing and the Notice of Violation; for the reduction, it is not required by Statute so typically what happens is the owner will initiate or ask for the reduction; then there is an email scheduling, which is not as formal a process as if for a hearing, because the owner has actually come forward asking for a reduction; therefore, he will have to find out what happened because it is the first he has heard about the owner not being at the meeting. He noted his office will definitely look into it and make sure procedure has been followed; and make sure there is not a hole in protocol, for communication gaps to occur.



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Commissioner Isnardi stated she wants clarification; and she asked if he has already paid \$2,500.

Mr. Pendl replied affirmatively; he asked to clarify that had he received the email he would have received the reduction from that board; the only reason he is in front of this Board is because he missed that hearing; and that board agreed, had he made it to the first hearing.

Commissioner Isnardi stated he will not hear this Board argue about a reduction, just how much of a reduction, whether it goes with the \$2,692 or the recommended amount of \$5,600; that is usually where this Board goes if the owner has a compelling case; she is always at the mindset if the owner rectified the problem, and it was obviously a problem that existed before he came about, regardless of whether or not he was notified, the property had a problem and he fixed the problem; and in essence, it was no fault of his own, he did not allow an accumulation of a nearly \$20,000 fine on a property that is only worth \$10,000. She noted she is always an advocate for covering the County's costs; and she mentioned he said he paid \$2,500, and she is not sure she understands that.

Mr. Pendl explained he paid it on County fines because it is required of the owner to pay any out-of-the-pocket expenses that have already occurred before going in front of the Board.

Commissioner Isnardi noted in the report it says he paid \$800.

Mr. Calkins replied that is what he has on record of being paid; he can talk to Mr. Pendl to see if there were other fees he may have paid that were not applied to the fines because there is a Code Enforcement cost that also gets paid, which is the cost of the hearing for the Special Magistrate and the officer's time for that particular hearing; that is not considered a fine, it is a separate fee; that may be what was included or what may have been some of the fees that he paid; however, what he has is \$880 being paid out of the actual cost of \$2,692.

Commissioner Isnardi stated she honestly thinks the issue of whether or not he was notified by email is a separate issue; the Board typically goes with the Magistrate's reduction or the cost depending on the case and whether it believes the owner intentionally ignored a violation or if it was a mistake on the County's part; the email notification is a moot point; and she would be okay with covering the County's costs, considering he did not even know there was a lien on this property. She stated she does not know what he has paid and maybe this should be tabled to find out what happened.

Mr. Pendl stated he would be happy with the \$1,884.

Mr. Calkins stated whatever is the Board's pleasure; he can bring it back to the next meeting, which is November 13, 2018; and he apologized for not knowing more information. He advised he had just received an email from staff stating, "An email was sent and that Mr. Pendl missed the date"; and he noted he does not have an attached email, that is just what staff sent him.

Commissioner Isnardi stated she does not know if that is even relevant because this is usually the type of item the Board receives, the reduction of the Magistrate's recommendation, and then the Board decides to go with the recommendation or cost; and she noted the Board has rarely wiped it all away it tends to usually recoup the County's costs.

Mr. Calkins stated the information staff provides him is in the package provided to the Board; and \$1,884 is what remains of the cost.

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Commissioner Isnardi stated on a separate note, she does not think the County should make money off of people who have corrected the violation; and the County covers its cost so she thinks that is what the owner should pay.

Chair Pritchett announced she thinks Commissioner Tobia will probably table, but she thinks the \$1,884 is probably appropriate to cover the County's cost; and she believes he paid a fair market value for the property; however, the County has to cover its losses so other taxpayers do not have to pick it up.

Commissioner Tobia stated until the Board has all the facts, he thinks Mr. Pendl should not take the County's word that the email was sent; he thinks it all predicates on the facts of this email; Mr. Pendl said if he had been there it would have been lowered to that amount, therefore, he thinks this email is the lynch pin on it; and he thinks Mr. Pendl should have the opportunity to see that.

The Board tabled consideration of a request for reduction of fine and release of Code Enforcement Lien for SL Assets LLC as Trustee for Trust #3647, for property located at 3647 Buddy Drive, Melbourne, to the November 13, 2018, Board meeting.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Curt Smith, Commissioner District 4
<b>SECONDER:</b>	Jim Barfield, Commissioner District 2
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

Chair Pritchett stated the Agenda Report does have the page with the recommendation with it; she inquired if that is what the Special Magistrate usually follows when making a recommendation; and she asked Mr. Calkins to explain how that usually works.

Mr. Calkins explained that is the recommendation the Special Magistrate signs and fills out based on the evidence presented.

Chair Pritchett stated she had never known them to recommend an amount less than the County's cost, but he was going to on this one. She noted that is interesting.

Mr. Calkins stated the reason the recommendation was less than the cost is because there was already a payment made; the cost that he provided is what is remaining because it is easier for him to track what the Board action is, through the minutes.

Chair Pritchett inquired if that is the amount still due.

Mr. Calkins responded affirmatively.

Chair Pritchett noted she thinks tabling this one was a very good idea.

**ITEM J.4., BOARD CONSIDERATION, RE: REQUEST FOR REDUCTION OF FINE AND RELEASE OF CODE ENFORCEMENT LIEN FOR COCOA BEACH CLUB & MARINA, LLC, TAX ACCOUNT 2520257, OCEANUS LN, COCOA BEACH, FL 32931 - (15CE-01380)**

Tad Calkins, Planning and Development Director, stated this is another request for the Board to consider the Special Magistrate's recommendation to reduce an accrued fine from \$22,575 down to \$5,835 and release the lien upon payment in full for Code Enforcement Case

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15CE01380; this was for overgrowth; while this case was active for 903 days, the owner had made a request to the Special Magistrate to reduce the fine down to \$2,000; and the County's remaining cost in this particular case is \$1,320.

Brian Curley, representing the owners, stated he did get the email and went to the Special Magistrate's hearing; the owner has been financially strapped with this property for a number of years, over a decade; they brought it up to Code as of Spring; they went before the Special Magistrate; and they are just asking the Board to follow the Special Magistrate's recommendation.

Chair Pritchett asked if he is asking for the Special Magistrate's recommendation of \$5,000.

Mr. Curley responded affirmatively.

Commissioner Barfield pointed out this is not a new owner, this is an owner who has had the property all along; for 903 days the overgrowth was still there; and now all of a sudden it has been corrected. He does not know how difficult it is to take care of overgrowth; and he is amazed the owner let it go that long.

Mr. Curley stated they had actually been having the property mowed, but there was a section that had been missed.

Commissioner Barfield inquired if it had not been checked for 900 days.

Mr. Curley advised he is new to the project; the project has been held by the current owners for over a decade; and he has only been on the project for a little over a year.

Commissioner Barfield stated then the owners have not checked it in 900 days. He went on to say he is okay with the reduction to the Special Magistrate's recommendation; but he thinks it is appalling that something like this happens when the owner has the property and does not do anything about it; and he does not know what the owners plan to do with the property now and that is not his concern. He continued he thinks that is something the Board needs to look at very carefully.

The Board approved the Special Magistrate's recommendation to reduce the accrued fine from \$22,575 to \$5,835; and approved release of lien upon full payment for Case 15CE-01380 at Tax Account 2520257, Oceanus Lane, Cocoa Beach.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	John Tobia, Commissioner District 3
<b>SECONDER:</b>	Jim Barfield, Commissioner District 2
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM J.5., PERMISSION, RE: APPLY AND ACCEPT THE 2018 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE LOCAL SOLICITATION; BREVARD COUNTY SHERIFF OFFICE**

Greg Pelham, Chief Financial Officer for Brevard County Sheriff's Office, stated this is the application for the 2018 Justice Assistance Grant; it is for \$56,000 and the funds will be used to pay for a portion of an investigator assigned to the Criminal Investigation for Economic Fraud and Identity Theft; and there are no additional funds being requested by the Board at this time.

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The Board granted permission to apply for and accept the 2018 Edward Byrne Memorial Justice Assistance Grant - Local Solicitation; and authorized the Chair to execute the necessary documents and budget adjustments.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Kristine Isnardi, Vice Chair/Commissioner District 5
<b>SECONDER:</b>	Curt Smith, Commissioner District 4
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

**ITEM L.4., JIM BARFIELD, COMMISSIONER DISTRICT 2, RE: REPORT**

Commissioner Barfield advised over the last month or so he has routinely gone to visit city councils within his District; he has been to the City of Rockledge and the City of Cape Canaveral; just to provide an update, both of them wanted to thank the Board for how well it works with the cities; and he just wanted everyone to know that.

**ITEM L.5., JOHN TOBIA, COMMISSIONER DISTRICT 3, RE: REPORT**

Commissioner Tobia mentioned this past week he had the opportunity to go spend a day with a professional Brevard County firefighter; he worked alongside an employee at Station 48 in Viera; he has many skills from building repelling to hazardous materials, to the fact that he serves this country as a reserve in the United States Airforce; he appreciated all of the work that went into the organization of this event by the Brevard County firefighters for the kindness and patience that was shown; and being a part of the training showed him how physically intensive the job is and how much these men and women care about their community. He explained in one of the pictures, the ladder in the back goes up like 50 feet; he made it up about 12 of those 50 feet; Chairman Jim Leisenfelt completed the training, climbing up to the top in his jeans on such a hot day; it was great to see him out there; and he was most impressed by the Budget Chief, Jill Hayes, who scaled all 55 feet of ladder. He went on to say he got a little peer pressure that ladies were doing this and he commented Ms. Hayes is no ordinary lady, she is much closer to a super hero; it was wonderful seeing staff learning about the day to day operations of the firefighters; and he thanked them all, especially the firefighters who are out there risking their lives to keep Brevard County safe.

**ITEM L.6., CURT SMITH, COMMISSIONER DISTRICT 4, RE: REPORT**

Commissioner Smith stated he would like to give a shout out to the firefighters and other County staff that traveled to the panhandle to help aid and stand alongside their fellow Floridians in their time of need; he thinks that is a big deal and the Board should be very proud of them; and he reminded everyone October is Breast Cancer Awareness month and as Chairman of Real Men Wear Pink, he wanted to thank all those working to raise money to wipe out this terrible disease. He gave a shout out to Charles Tovey for wearing his pink today.

**ITEM L.3., RITA PRITCHETT, COMMISSIONER DISTRICT 1, CHAIR, RE: REPORT**

Chair Pritchett stated there is a board that Commissioner Smith is on and she is the alternate for; she noted neither of them is able to make it to the next meeting; and she inquired if Commissioner Tobia would be willing to sit on the board in their absence.

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Commissioner Tobia stated he would be honored.

The Board approved and adopted Resolution No. 18-176, to appoint Commissioner John Tobia as a second alternate on the Indian River Lagoon Council.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Jim Barfield, Commissioner District 2
<b>SECONDER:</b>	Curt Smith, Commissioner District 4
<b>AYES:</b>	Pritchett, Barfield, Tobia, Smith, Isnardi

Commissioner Barfield wished his wife a Happy Birthday.

Upon consensus of the Board, the meeting was adjourned at 11:15 a.m.

ATTEST:

\_\_\_\_\_  
SCOTT ELLIS, CLERK

\_\_\_\_\_  
RITA PRITCHETT, CHAIR  
BOARD OF COUNTY COMMISSIONERS  
BREVARD COUNTY, FLORIDA